APPENDIX A

LABOR MANAGEMENT RELATIONS ACT OF 1947

* * * *

§ 158. Unfair Labor Practices

* * * *

(b) It shall be an unfair labor practice for a labor organization or its agents—

(1) to restrain or coerce (A) employees in the exercise of the rights guaranteed in section 7: *Provided*, That this paragraph shall not impair the right of a labor organization to prescribe its own rules with respect to the acquisition or retention of membership therein; . . .

(2) to cause or attempt to cause an employer to discriminate against an employee in violation of subsection (a)(3) or to discriminate against an employee with respect to whom membership in such organization has been denied or terminated on some ground other than his failure to tender the periodic dues and the initiation fees uniformly required as a condition of acquiring or retaining membership; . . .

APPENDIX B

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

Civil Action No. 73-133-N

LOCAL 1852 WATERFRONT GUARD ASSOCIATION OF THE PORT OF BALTIMORE, I.W.A., a labor organization,
Plaintiff

vs.

AMSTAR CORPORATION,
Defendant

ORDER

On March 28, 1973, the Court received argument in support of Plaintiff's Motion for Judgment and Defendant's Motion for Reconsideration of the Court's denial of its Motion for Summary Judgment, set out in the Court's Memorandum Opinion dated September 14, 1973. Subsequent to the issuance of that opinion, the National Labor Relations Board in Waterfront Guard Association Local 1852, Case No. 5-CB-1323, 209 N.L.R.B. No. 87, a related case involving these parties, ruled Plaintiff's attempts to extend the labor contract in question to security guards employed by Pinkerton's Inc. at Plaintiff's Baltimore Refinery, constituted unfair labor practices within the meaning of Section 8(b)(2) and 8(b)(1)(A) of the Labor Management Relations Act, 29 U.S.C. § 141, *et seq.*

The Court being fully informed of these premises as well as advised by counsel of Plaintiff's intention to appeal the aforesaid National Labor Relations Board's decision to the United States Court of Appeals for the Fourth Circuit, believes that conservation of judicial

resources will best be served by staying all further proceedings in this cause, pending final judicial review of the related NLRB decision.

THEREFORE, it is so ordered this 15th day of April, 1974.

/s/ Edward S. Northrop
Edward S. Northrop
Chief United States District Judge

Filed 15th of April, 1974.